

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

CASE NO. CR18-0292-JCC

10 Plaintiff,

MINUTE ORDER

11 v.

12 JOSEPH LOREN ALLEN,

13 Defendant.
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15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Defendant's second motion to continue the trial
18 date (Dkt. No. 26). Defendant has filed a waiver of his right to a speedy trial up to and including
19 September 30, 2019. (Dkt. No. 27.) Having thorough considered the parties' briefing and
20 Defendant's waiver, the Court FINDS that:

- 21 1. Taking into account the exercise of due diligence, a continuance is necessary to allow the
22 defense the reasonable time for effective preparation, including reviewing the evidence,
23 considering possible defenses, and gathering evidence material to the defense, 18 U.S.C.
24 § 3161(h)(7)(B)(iv);
25 2. Proceeding to trial absent adequate time for the defense to prepare would result in a
26 miscarriage of justice, 18 U.S.C. §3161(h)(7)(B)(i); and

1 3. A continuance is necessary to ensure adequate time for defense investigation, effective
2 trial preparation, and an opportunity for Defendant to benefit from these efforts. On this
3 basis, the Court finds that the ends of justice served by granting this continuance
4 outweigh the best interests of the public and Defendant in a speedy trial, 18 U.S.C.
5 § 3161(h)(7)(A).

6 Therefore, the Court GRANTS Defendant's motion (Dkt. No. 26) and ORDERS that trial
7 shall be continued from June 17, 2019 to September 3, 2019 at 9:30 a.m., and that the time
8 between the date of this order and the new trial date is excludable time under the Speedy Trial
9 Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A), 3161(h)(7)(B)(ii), 3161(h)(7)(B)(iv) and
10 3161(h)(6). Any pre-trial motions shall be filed no later than July 26, 2019.

11 DATED this 30th day of April 2019.

12 William M. McCool
13 Clerk of Court

14 s/Tomas Hernandez
15 Deputy Clerk
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